

IN THE UNITED STATES PATENT & TRADEMARK OFFICE  
RESPONSE/AMENDMENT

Case Docket No. 7724M

Box Non-Fee Amendment  
ASSISTANT COMMISSIONER FOR PATENTS  
Washington, D.C. 20231



I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231, on January 2, 2002

Erich D. Hemm 47,286  
Name of Attorney/Agent Registration No.  
E D Hemm  
Signature of Attorney or Agent

Dear Sir:

Transmitted herewith is a RESPONSE for the patent application.

Inventor(s): Roger W. Gutwein, et al. Confirmation No.

Serial No.: 09/638,704

Group Art Unit: 1761

Date Filed: August 14, 2000

Examiner: A. Weier

Title: METHODS AND SYSTEMS UTILIZING DELAYED DILUTION, MIXING AND FILTRATION FOR PROVIDING CUSTOMIZED BEVERAGES ON DEMAND

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1. ☒ No additional fee is known to be required.
2. ☐ The fee has been calculated as shown below:

	(Col. 1)		(Col. 2)	(Col. 3)	OTHER THAN A SMALL ENTITY	
	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA*	RATE	FEE
TOTAL	*	MINUS	**	=	x \$18 =	\$
INDEP.	*	MINUS	***	=	x \$80 =	\$
FIRST PRESENTATION OF MULTIPLE DEP. CLAIM					+ \$270 =	\$
					TOTAL	\$

\* If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.

\*\* If the highest number of total claims previously paid for is less than 20, write "20" in this space.

\*\*\* If the highest number of independent claims previously paid for is less than 3, write "3" in this space.

The "Highest Number Previously Paid For" (Total or Independent) is the highest number found from the equivalent box in Col. 1 of a prior amendment or the number of claims originally filed.

3. ☒ The Commissioner is hereby petitioned under 37 CFR §1.136(a) to grant any extension of time needed for timely response to the Office Action dated October 1, 2001 in the above-identified application to preserve pendency of said application. The processing fee under 37 CFR §1.17 has been determined as follows: \$400.00 for a 2-month extension of time.
4. The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 16-2480. A duplicate copy of this sheet is attached.
  - a. ☒ Any patent application processing fees under 37 CFR §1.16.
  - b. ☒ Any patent application processing fees under 37 CFR §1.17.
5. The Commissioner is hereby authorized to make any additional copies of this sheet needed to accomplish the purposes provided for herein and to charge any fee for such copies to Deposit Account No. 16-2480.

Erich D. Hemm

Erich D. Hemm  
Attorney for Applicants  
Registration No. 47,286  
Tel. No. (513) 634-2084

Date: January 2, 2002  
Customer No. 27752

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Erich D. Henn 47,285  
Name of Attorney Registration No.  
Signature of Attorney



#8  
02-07-02  
DW

Case 7724M

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In the Application of :  
ROGER W. GUTWEIN ET AL. :  
Serial No.: 09/638,704 : Group Art Unit: 1761  
Filed: August 14, 2000 : Examiner: A. Weier  
Title: METHODS AND SYSTEMS :  
UTILIZING DELAYED DILUTION, MIXING  
AND FILTRATION FOR PROVIDING  
CUSTOMIZED BEVERAGES ON DEMAND

**RESPONSE TO RESTRICTION REQUIREMENT**

Assistant Commissioner for Patents  
Washington, D.C. 20231

Dear Sir:

This is in response to the Office Action dated October 1, 2001 in the above-identified patent application. The Examiner is respectfully requested to reconsider the application in view of the following remarks. Applicants hereby traverse the Restriction Requirement made by the Examiner and provisionally elect Claims 1-15, 39-40, and 47-48 drawn to a system or apparatus for making a customized coffee product, for examination in the present application. Applicants reserve the right to file a petition from requirement for restriction pursuant to 37 C.F.R. 1.144.

**REMARKS**

Claims 1-54 are pending in the case. The Examiner requires restriction under 35 U.S.C. §121 to one of three groups of claims identified as follows:

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